

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

ALLAN ROBERT SIMMONS,

Petitioner,

v.

STATE OF WASHINGTON,

Respondent.

CASE NO. C19-5284 BHS

ORDER ADOPTING REPORT  
AND RECOMMENDATION

This matter comes before the Court on the Report and Recommendation ("R&R") of the Honorable Theresa L. Fricke, United States Magistrate Judge. Dkt. 11. The Court having considered the R&R and the remaining record, and no objections having been filed, does hereby find and order as follows:

- (1) The R&R is **ADOPTED**;
- (2) Petitioner's petition for habeas corpus, Dkt. 5, is **DENIED**;
- (3) A certificate of appealability is **DENIED**; and
- (4) This case is closed.

Dated this 8th day of July, 2020.



BENJAMIN H. SETTLE  
United States District Judge